

FIVE YEARS FOR MAYOR SCHMITZ

Sentencing by Judge Dunne Most Dramatic Scene in the History of Western Courts.

SCHMITZ INTERRUPTS FIERCE DENUNCIATION

Attorney Also Gets Call Down for Butting in—Trial of Glass Progressing and Jury Is Partly Selected.

By Associated Press. SAN FRANCISCO, Cal., July 8.—The sentencing of Mayor Schmitz to five years in San Quentin for extortion and the commencement and partial completion of the selection of a jury to try Vice President Louis Glass of the Pacific States Telephone company on five of ten charges of bribing supervisors, were the features today in the bribery-graft proceedings.

The sentencing of Schmitz was one of the most dramatic scenes ever witnessed in a western court. The effectiveness of the fearful denunciation of the convicted mayor delivered by Judge Frank H. Dunne prior to passing judgment was heightened by the demeanor of the prisoner, who time and again interrupted the court to demand that "these humiliating remarks" be desisted from and that the "court do its duty" by pronouncing sentence at once.

Crowds Cheer. At the conclusion the great crowd that packed the courtroom burst into a cheer. Hats were thrown in the air, arms waved and there was such unrestrained clatters of applause that the bailiff, pounding for order, could not be heard.

One, while sentence impended, the judge threatened to send Attorney Metcalf of the mayor's counsel to jail for contempt because he recited the court's sentence as a "cruel and unusual punishment," and Metcalf was told by Dunne that he ought to be "begging a day in court to defend himself against the charge of having tampered with a witness in the case."

The defense filed a bill of exceptions after the motion for a new trial and the motion for arrest of judgment had been denied. Judge Dunne granted a certificate of probable cause upon which Schmitz will go to the district court of appeals for a new trial.

Six Jurors for Glass. In Judge Lawler's court six jurors to try Vice President Glass were finally elected and sworn after the prosecution had used two peremptory challenges and the defense four.

The day's progress was in sharp contrast to the slow, wearisome one dragged out in the jury-getting preliminaries of the Ruef and Schmitz cases. Langdon, Heney and Cobb were present for the prosecution. Delmas, Hogan, Henry and C. McPike, the latter who was associated with Delmas in the Shaw trial, represented the defense.

There was a complete absence of the spirit of bickering that distinguished the Ruef and Schmitz trials. Eighteen veniremen were examined during the day. Twelve of these qualified as to cause. It is expected the jury will be completed tomorrow.

The Weather. By Associated Press. WASHINGTON, July 8.—Forecast for Arizona: Fair in south, local thunderstorms in northern portion Tuesday; Wednesday fair.

Too Much for Militia

NORFOLK, Va., July 8.—Ten members of the First Kentucky regiment during the closing drill at the exposition were overcome by the heat and the hospital corps were busy.

Die of Heat in St. Louis

By Associated Press. ST. LOUIS, Mo., July 8.—Two deaths and eight prostrations are reported to-night as caused by the extreme heat, 94 degrees being registered during the day.

Not After Station

By Associated Press. MEXICO CITY, July 8.—According to officials of the state department the United States has made no request of the Mexican government for accosting station on the Pacific coast at a port of Lower California.

TWO ALLEGATIONS CUT OUT OF GOULD COMPLAINT

By Associated Press. NEW YORK, July 8.—Two of the most sensational allegations in the suit of Katherine Clemmons Gould for a separation from Howard Gould were today stricken out of the complaint by order of Supreme Court Justice McCall.

The sections of the complaint stricken out are those which alleged infidelity on the part of Gould and that he tampered with Mrs. Gould's mail.

The third section of the complaint which Gould sought to have removed from the complaint charges him with having his wife watched by detectives.

SOUTHERN FRANCE AGAIN INFLAMED

People Not Satisfied with New Wine Fraud Laws—Thirty Arrests Are Made

By Associated Press. PARIS, July 8.—Dispatches from the South of France today report the situation as again growing serious. Dissatisfaction with the new wine fraud laws and the supplementary measure now under consideration by parliament, together with the arrest of thirty persons suspected of complicity in the burning of the prefecture at Narbonne, has re-inflamed the people.

The mayor and other municipal officers are holding meetings and have decided to again resign their offices unless the arrested persons are released, the troops withdrawn and the wine fraud bill modified. General Bailloud, commander of the Sixteenth army corps, has issued instructions to preserve order and all troops in the disturbed region have been confined to the barracks.

Mexican Dip Gets Six Months

Ramon Gutierrez, who was arrested by Officer Floyd Blevins while trying to pick the pocket of J. R. Allen, was yesterday sentenced by Judge Thomas to spend six months in the county jail. About fifteen drunks were fined or imprisoned by Judge Rawlings and Judge Thomas yesterday. All were gathered in Saturday and Sunday nights. There were more arrests these two nights than during the celebration.

Challenge Accepted

Last evening Supervisor William Ryan went to the Dominion hotel and covered the \$100 posted by the Copper Hill tug-of-war team for a pull to take place within ten days from the issuance of the challenge Sunday. Mr. Ryan states that his team will weigh about 1,020 pounds, or ten pounds less than the aggregate of the Copper Hill team. All of the former team are from the city.

BOTH SIDES ARE MORE CONFIDENT

Different Constructions Are Placed on Depositions Regarding Bradley Affair.

DELAY IN PLACING HAYWOOD ON STAND

May Not Testify Before Thursday—More Depositions Will Be Read Today Regarding Bradley Explosion.

By Associated Press. BOISE, Idaho, July 8.—A part of the San Francisco depositions dealing with the Bradley explosion were read today to the Haywood jury. The rest will be presented tomorrow. The reading began directly after court sat, with Darrow and Senator Borah alternating for the respective sides. Although they pressed ahead as fast as they could, a calculation made at adjournment this afternoon showed that much of tomorrow will be consumed by the unread affidavits. The depositions have an important bearing on the case, but they contained no interest for the crowd and the attendance was the lightest since the trial began. Both sides seemed satisfied with the showing made by the depositions and their contents will probably furnish much material for directly opposed contention when the trial reaches the argument stage.

State Claims Victory

The state counted it a victory that Fred Bradley had receded from his first and positive statement that it was a gas explosion and was prepared to believe that a bomb might have been used. Bradley's first statement was made before he knew of Orchard's confession or other evidence locating Orchard in the vicinity of the house.

The prosecution was also pleased to have it shown that while Bradley was still inside the door when the explosion occurred, particles of glass from the door, hairs from the rug outside of the door and pieces of stone and cement from the mosaic floor of the vestibule were blown into his body.

Blew Up from Outside

It will be contended that this shows conclusively that the explosion was from the outside and could not have been caused by gas inside.

The defense, on the other hand, is satisfied that the depositions show that it would have been impossible for Orchard to have reached the vestibule and placed a bomb in the manner and time described by him, that the evidence and particularly the effect of the explosion shows a gas leak was the cause, that there were not two explosions and that Orchard's testimony as to his movements in the rear of the building when he claims he poisoned the milk is shown by physical conditions to be false.

The delay caused by the length of the depositions may possibly defer the appearance of Haywood as a witness until Thursday.

HASTENS TO END OPERATOR STRIKE

Labor Commissioner Neill Left Chicago for San Francisco Yesterday

By Associated Press. CHICAGO, July 8.—Charles P. Neill, United States commissioner of labor, and three members of the executive board of the Commercial Telegraphers union left today for San Francisco. The decision to make the Pacific coast trip was reached at a meeting of the commissioner and members of the executive board late this afternoon. Secret advices from the coast are said to have caused the hasty action.

General Secretary Russell will remain in Chicago and use his best efforts to keep the local union from committing any act that might be construed as hostile to final action.

"It is agreed between companies and union officials," he said tonight, "that all negotiations toward settlement of grievances, both in New York and Chicago, should be held in abeyance until the commissioner and executive board could reach San Francisco and confer with the management of telegraph offices there."

FAMOUS MAJOR DREYFUS TO JOIN FRENCH ARMY

By Associated Press. PARIS, July 8.—The report current in military circles yesterday that Major Dreyfus, the former captain of artillery who was sentenced on a charge of treason to imprisonment on Devil's Island, was to retire, accepting a pension, has been confirmed. The reason for retirement is the ill health of Dreyfus. He is now on leave in the country, pending the settlement of arrangements to get him a pension and it is not likely that he will resume his military duties.

Bonne Buys More Cattle

Max Bonne since retiring from the butcher business, has been buying cattle and ranches without the slightest provocation. Yesterday he concluded a deal for the purchase of a large bunch of cattle on the range near Payson from Sheriff Thompson and J. C. Chilton. The consideration is not known.

To Wrestle at Dreamland

The match between Maher of Trinidad, Colo., and Hanson of Globe has been arranged to take place at Dreamland Friday night. Considerable money has been wagered on the result and a large attendance is expected. There will be several preliminaries of wrestling and boxing and the contestants will be announced later.

YESTERDAY'S BASEBALL SCORES IN BOTH LEAGUES

American			
At Cleveland—	R. H. E.		
Cleveland—	4 13 0		
New York—	6 8 1		
Batteries—Liebhart and Clarke; Doyle and Thomas.			
At Detroit—			
Detroit—	R. H. E.		
Detroit—	6 14 2		
Boston—	5 12 2		
Fourteen Innings.			
Batteries—Mullen, Siever and Schmidt; Tannehill and Pruitt, Winter, Shaw.			
At St. Louis—			
St. Louis—	R. H. E.		
St. Louis—	3 10 0		
Washington—	2 7 4		
Batteries—Petry and O'Connor; Smith, Graham and Heydon.			
At Chicago—			
Chicago—	R. H. E.		
Chicago—	2 6 0		
Philadelphia—	5 13 1		
Batteries—Owen, Smith, Sullivan and McFarland; Bender and Powers.			
National			
At Brooklyn—	R. H. E.		
Brooklyn—	5 14 0		
Brooklyn—	0 6 1		
Batteries—Brown and Kling; Pastorius and McIntyre and Ritter and Bergen.			
At New York—			
St. Louis—	R. H. E.		
St. Louis—	2 8 0		
New York—	0 4 1		
Batteries—Karger and Marshall; Lynch and Bowerman.			
At Boston—			
Boston—	R. H. E.		
Boston—	2 7 0		
Cincinnati—	0 4 1		
Batteries—Lindapan and Brown; Coakley and Schiel.			
Second game—			
Cincinnati—	R. H. E.		
Cincinnati—	4 18 0		
Boston—	0 7 4		
Batteries—Pitt and McLean; Young and Needham.			

PHOENIX LOSES ENTIRE SERIES

Fourth Game Won by Locals in Easy Style—Score Was Nine to Three

Globe made it four straight from Phoenix Sunday and it was almost sinful to take the money. The strain incident to three straight defeats was too much for the visitors and they just laid down, to the great chagrin of the small bunch of drummers who backed the visitors in every game of the series. Guy Collins again had the Phoenixians at his mercy and up to the eighth inning only two hits, resulting in no scores, had been made off his delivery. Then he took it easy and with the assistance of wild throws to first by Murphy and to third by Pinyon, one run was made. In the last inning Murphy again erred in throwing to first and with two safe hits the visitors scored twice.

Scott, the Indian twirler, was batted hard by the locals and he gave way in the sixth to Grijalva, whose work was much better. Globe played an errorless game until the eighth with the exception of a bad throw to third by Collins to catch a runner when there were two out in the second inning. Freddie Green again played a star game in the field and at bat, scoring the first four times to bat. Oswill umpired and gave very fair satisfaction.

Globe—	AB.	R.	H.	PO.	A.	E.
Green, lf.	5	4	2	2	0	0
Bridwell, ss.	5	0	2	5	3	0
Shirk, 2b.	5	1	2	3	1	0
Collins, p.	5	2	2	1	0	1
Murphy, 3b.	5	0	0	2	2	2
Pinyon, c.	4	2	1	6	1	1
North, 1b.	3	0	0	7	0	0
Coffey, cf.	4	0	2	1	0	0
Smith, rf.	4	0	0	0	0	0
	40	9	11	27	7	4

Phoenix—	AB.	R.	H.	PO.	A.	E.
Luna, cf.	4	1	1	1	0	0
Graham, 1b.	4	0	1	11	1	0
Magoffin, c.	4	0	0	8	1	1
Chutniet, lf.	3	1	0	0	0	0
Steverson, ss.	4	1	2	0	4	3
A. Scott, 2b.	4	0	2	4	3	1
Alis, 3b.	4	0	0	2	2	2
Grijalva, rf. & p.	4	0	0	1	2	0
J. Scott, p. & rf.	4	0	0	0	1	0
	35	3	6	27	14	7

Globe—1 0 1 2 4 1 0 0 0—9
Hits—1 0 2 3 3 1 0 0 1—11
Phoenix—0 0 0 0 0 0 0 1 2—3
Hits—1 1 0 0 0 1 1 2—6
Earned runs, Globe 2; two base hits, Green, Bridwell, Collins, Steverson; stolen bases, Green; struck out, by Collins 8, by Scott 2, by Grijalva 5; hits, off Scott 9, off Grijalva 2; bases on balls, off Scott 1; wild pitch, Scott 2; hit by pitcher, Chutniet; double plays, Alis to Scott to Graham, Scott unassisted; left on bases, Globe 4, Phoenix 7; umpire, Oswill, time, 1:35.

TELEGRAPH TRUST WILL BE PROBED

Illegal Combination Between Western Union and Postal Companies Is Charged.

REFEREE IS SELECTED TO HEAR TESTIMONY

New York Attorney General Says Companies Conspired to Raise Price of Messages—First Hearing July 16.

By Associated Press. NEW YORK, July 8.—Attorney General Jackson today made application to Justice Plazek of the supreme court of New York county for the appointment of a referee to take testimony on the attorney general's allegation that the Postal and Western Union companies have formed a combination to increase the rates of telegraph service in this and other states. He declared that he is about to begin action to restrain the alleged combination and asked that George J. Gould, Jacob Schiff, Morris K. Jessup, E. H. Harriman, Clarence Mackay, R. C. Clowry and many others of both companies be ordered to testify before the referee as to the existence of the alleged combination.

Under Anti-Trust Law

The action of the attorney general will be under the state anti-trust law of 1899. He alleges that the combination he seeks to break was made last January and that as a result tolls on messages between New York and points in the state have been raised five cents per message of ten words. Also that the effect of the alleged combination has been to increase the rates on messages between this city and other cities throughout the country in many instances 20 per cent over the rates previously existing. The attorney general charges that the two companies have agreed to establish at various places in the state common offices. He declares that when this is done in certain hotels the telegraph companies agree to divide the gross receipts of the business equally.

NEW YORK, July 8.—Justice Plazek in the supreme court today appointed R. Burnham Moffatt, an attorney, to take evidence based on the attorney general's allegations that the Postal and Western Union have formed an illegal combination. Moffatt announced that the first hearing in the matter will be held July 16.

Randolph in the City

President Epes Randolph of the Gila Valley, Globe & Northern railroad, arrived in the city on a special Sunday afternoon and left early the same evening for Tucson. He was taken over the route of the extension to Miami Flats by Superintendent Mallard during his short stay here.

POLICE OFFICIAL KILLS GOVERNOR

Confesses Before Being Beheaded That He Was Member of Revolutionaries

By Associated Press. HANKOW, China, July 8.—The governor of the province of Ngahwei was murdered yesterday at Ngakin, the capital of the province, by a subdirector of police who was detailed to guard a number of officials who were to attend the distribution of certificates at a school. The governor was about to enter the school when the subdirector fired several shots at him from a revolver, three bullets inflicting mortal wounds. The assassin was arrested and executed on the spot. Before being beheaded he confessed that he belonged to an active revolutionist organization. No further disturbances occurred.

WAR WITH JAPS IS UNTHINKABLE

London Paper, However, Sees in Warship Movements a Hint of Trouble

LONDON, Tuesday.—The Daily Mail in an editorial on the Japanese-American situation says: "Around the immense area of the Pacific ocean the embattled nations of the world are gathering as the nations gathered around the Mediterranean two years ago. Careful observers universally will agree that they are events of the Twentieth century will possibly be occupied with the rim of this vast saucer. "A war between Japan and America is almost unthinkable. We believe the intentions of the statesmen of both

countries to be profoundly pacific and that the incidents at San Francisco are not responsible for the movements of the American fleet.

"Japan commenced the war with Russia without a previous declaration, beyond destroying half the Russian fleet. Such a move was effective the first time it was performed and henceforth no nation will wait for a formal declaration of war, but will be ready to strike while there are yet no signs of diplomatic rupture.

"Cautious and wise statesmen are directing the American policy and not violating prudence in deciding to concentrate their forces in a region where they can detect menace on an obscure horizon."

FATALLY SHOT OVER AUTO REPAIR CHARGE

ST. LOUIS, Mo., July 8.—As the result of a quarrel over charges for repairing an automobile, H. G. Haughton, formerly a justice of the peace, this afternoon shot and possibly mortally wounded John Berry, president of an automobile company. Haughton was arrested.

Berry was prominent in the invention of an airship.

NEW YORK MAYOR SHAKES THEM UP

One City Official Resigns, Another Relieved and the Third Is Fired

By Associated Press. NEW YORK, July 8.—Mayor McClellan today shook up the city administration, relieving one official, accepting the resignation of a second and demanding the resignation of a third.

Corporation Counsel William Bellison was summarily dismissed, the mayor giving as his reason for the action the fact that complete confidence had not existed between them for some time. McDonough (Graven), commissioner of street cleaning, offered his resignation and it was accepted.

The mayor demanded the resignation of Civil Service Commissioner Alfred J. Talley on the ground that someone was required in the position who could give more time to it. Talley at once presented his resignation in a letter in which he denied the imputation made by the mayor. The vacancies were all immediately filled.

Elks Leave Today

Among those who leave today to join the Quien Sabes club of El Paso on its trip to the big Elk convention at Philadelphia are Mr. and Mrs. George R. Hill, Mr. and Mrs. William Henderson, R. E. Merritt, George Rose, S. C. Sawyer and Miss Alice Marshall. Harry Sulan left for El Paso Sunday and Mr. and Mrs. Pat Rose will join the party in that city. Miss Birdsell will be joined in Chicago by her father, who lives at Waterloo, Iowa. The Quien Sabes and the Guadalupe band leave for Philadelphia tomorrow.

New Manager

Laurie Brown, who has been with the First National bank for the last six months, has been selected as manager of the Kelly Realty company. Mr. Brown is a very capable young man and should be very successful in conducting the affairs of the company.

Hurt at Mine

Word was received by telephone last evening that Charles Beet, who is in charge of the Eldorado mine near the Gibson, had been injured by having a bucket fall on him. It was not learned how serious his injuries are.

BACKER OF SQUIRES WANTS RETURN FIGHT

By Associated Press. MELBOURNE, Victoria, July 8.—A backer of "Bill" Squires has cabled the United States offering to give Burns \$2,500 and the whole game money, win, lose or draw, for a return fight with Squires within a month.

BALDWIN HANGS FRIDAY MORNING

Judge Nave Yesterday Sets the Time for the Death of Murderer of Mrs. Morris.

EXECUTION TO OCCUR AT SOLOMONVILLE

Baldwin Says He Has Made Peace with God and Is Ready to Die—Regrets that He Could Not Talk to Jury.

William Baldwin, the convicted murderer of Mrs. Harvey Morris and her four-year-old daughter, will die in the gallows in the jail yard at Solomonville next Friday morning between the hours of 8 and 10 o'clock. The date and time of execution was set yesterday in the district court at Solomonville by Judge F. S. Nave and its nearness caused considerable astonishment both to the officials of Graham county and the prisoner.

It is the first time in the history of the territory after the affirmation of a sentence by the territorial supreme court that at least thirty days was not given the prisoner who had been sentenced to death. When sentence is pronounced after the conviction of a prisoner it is mandatory that at least thirty days must elapse before the execution of the condemned man and although it is not statutory, territorial judges have always allowed at least that much time after a sentence has been affirmed.

Wanted More Time

Baldwin was considerably surprised, as he had been told that he would have thirty days more at least to live. When the time had been set, he arose and asked permission to address the court, which was granted. The murderer said that he wished to thank Judge Nave and Sheriff Thompson for assisting him to escape mob vengeance in Globe on the night of February 2 last, and he also wished to thank the court officials of Graham county for their kindness to him. He said that he had made his peace with God and was ready to die, but he again reiterated his innocence of the terrible crime of which he had been convicted and told the court that if he had been allowed to tell his story on the stand the jury would not have found him guilty. He asked the court to give him more time, but this plea was denied. He will be hanged Friday morning by Sheriff A. A. Anderson of Graham county.

On his return from Solomonville last evening Judge Nave said that owing to the delay in the execution because of the appeal taken to the supreme court and his determination at the time of the murder to hasten the course of justice, he had fixed the time of Baldwin's execution at as near a date as possible.

A motion for a new hearing had been filed by Tucson attorneys in the supreme court, but it was filed one day too late. Had it been filed in time Baldwin's execution would have been delayed until next winter.

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SENATOR JOHN W. DANIEL.

One of the Democrats mentioned as presidential possibilities is John W. Daniel, senior senator from Virginia. Senator Daniel is a statesman of the old school. He resembles the senators of the Clay and Calhoun period more than the men of today. He was born in Lynchburg, Va., where he still resides. In 1862. He served in the Confederate army through the civil war, being adjutant general on the staff of General Jubal A. Early. The senator has had a long experience in congress and is an able orator.



PHILANDER C. KNOX, PRESIDENTIAL CANDIDATE.

Philander C. Knox, who has been endorsed for the presidential nomination by the Republican state convention of Pennsylvania, is a descendant of the famous General Henry Knox of the Revolution. For three years he has been in the United States senate. Prior to that he was attorney general of the United States for three years. For many years Senator Knox was a leading lawyer of Pittsburgh. His summer home is at Valley Forge, Pa., occupying part of the site of Washington's army camp during the winter of 1777-78.